

IN THE UNITED STATES DISTRICT COURT

FOR THE SOUTHERN DISTRICT OF TEXAS

GALVESTON DIVISION

RALPH FIGGS, Individually and on  
behalf of all others similarly situated

V.

KIRBY CORPORATION,  
and KIRBY INLAND MARINE, LP

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CIVIL ACTION NO. G-11-306

**ORDER**

It is **ORDERED** that the Defendants' Motion to Stay (Instrument no. 95) this action is **DENIED**, without prejudice to being reurged, without refiling, in the event the United States Court of Appeals for the Fifth Circuit agrees to hear the Interlocutory Appeal in Coffin v. Blessey Marine Services, Inc..

In the meantime, the Parties are free to engage in discovery.

**DONE** at Galveston, Texas, this 1st day of March, 2013.

  
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John R. Froeschner  
United States Magistrate Judge